

PCT  
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I hereby certify that this paper (along with any paper referred to as being transmitted therewith) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: February 7, 2007

Susan Thal-Shafer

(Type or print name of person mailing paper)

Susan Thal-Shafer  
(Signature of person mailing paper)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Birkus et al.

Serial No.: 10/554,287 Group No.: Unassigned

I. A. Filed: November 6, 2003 Examiner: Unassigned

or: METHOD AND COMPOSITIONS Docket No: 259.PF2.US  
FOR IDENTIFYING ANTI-HIV  
THERAPEUTIC COMPOUNDS

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

## COMPLETION OF FILING REQUIREMENTS

I.  This replies to the Notification Of Missing Requirements Under 35 U.S.C. 371  
August 18, 2006

A copy of the Notification Of Missing Requirements under 35 U.S.C. 371 is enclosed.

## DECLARATION OR OATH

II.  No original executed declaration or oath was filed and enclosed is the original executed declaration or oath for this application

OR

The original declaration or oath which was filed was determined to be defective. A new original oath or declaration is attached.

Attached is a

(c)  Statement by a registered attorney that the application filed in the PTO is the application which the inventor executed by signing the declaration.

(d)  Statement that the "attached" specification is a copy of the specification and any amendments thereto which were filed in the PTO to obtain the filing date.

## EXTENSION OF TIME

### VII.

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 (a) apply.

(a)  Applicant petitions for an extension of time, the fees for which are set out in 37 CFR 1.17 (a)-(d), for the total number of months checked below:

Extension <u>(months)</u>	Fee for other than <u>small entity</u>	Fee for <u>small entity</u>
one month	\$120.00	\$60.00
two months	\$450.00	\$225.00
three months	\$1,020.00	\$510.00
four months	\$1,590.00	\$795.00
five months	\$2,160.00	\$1,080.00
	Fee \$	<u>1,590.00</u>

If an additional extension of time is required please consider this a petition therefor.

An extension for \_\_\_\_\_ months has already been secured and the fee paid therefor of \$ \_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$ 1,590.00

**O R**

(b)  Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

### TOTAL FEE DUE

VIII. The total fee due is

Completion fee(s) \$ 130.00  
Extension fee (if any) \$ 1,590.00

TOTAL FEE DUE \$ 1,720.00

### PAYMENT OF FEES

### IX.

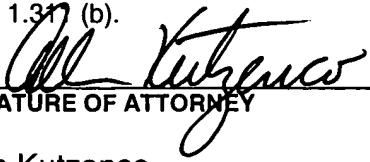
Check in the amount of \$ \_\_\_\_\_  
 Charge Account No. 07-1250 in the amount of \$ 1,720.00  
A duplicate of this transmittal is attached.

### AUTHORIZATION TO CHARGE ADDITIONAL FEES

### X.

The Commissioner is hereby authorized by this document to charge any additional fees which may be required by this paper and during the entire dependency of this application to Account No. 07-1250, except the issue fee at or before mailing of Notice of Allowance, pursuant to 37 CFR 1.311 (b).

Reg. No. 38,945

  
\_\_\_\_\_  
SIGNATURE OF ATTORNEY

Tel. No.: (650) 522-6101

\_\_\_\_\_  
Allan Kutzenco  
Type or print name of attorney

CUSTOMER NO: 25000

\_\_\_\_\_  
Gilead Sciences, Inc.  
333 Lakeside Drive

02/15/2007 LLANDGRA 00000027 071250 10554287

\_\_\_\_\_  
P.O. Address

01 FC:1617 130.00 DA  
02 FC:1254 1590.00 DA

\_\_\_\_\_  
Foster City, CA 94404

## AMENDMENT

III.  Cancel claims \_\_\_\_\_ inclusive.

Preliminary Amendment

### TRANSMITTAL OF ENGLISH TRANSLATION OF NON-ENGLISH LANGUAGE PAPERS

IV.  Submitted herewith is a verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the PTO.

### SMALL ENTITY STATUS

V.  A verified statement that this filing is by a small entity  
 is attached  
 a separate refund request accompanies this paper  
 was filed on \_\_\_\_\_ (original)

### COMPLETION FEES

VI. 1. Filing fee  
 original patent application  
(37 CFR 1.16 (a)---\$770.00; small entity---\$385.00) \$ \_\_\_\_\_  
 design application  
(37 CFR 1.16 (f)---\$340.00; small entity---\$170.00) \$ \_\_\_\_\_

2. fees for claims  
 each independent claim in excess of 3  
(37 CFR 1.16 (b)---\$200.00; small entity---\$100.00) \$ \_\_\_\_\_  
 each claim in excess of 20  
(37 CFR 1.16 (c)---\$50.00; small entity---\$25.00) \$ \_\_\_\_\_  
 multiple dependent claim(s)  
(37 CFR 1.16 (d)---\$360.00; small entity---\$180.00) \$ \_\_\_\_\_

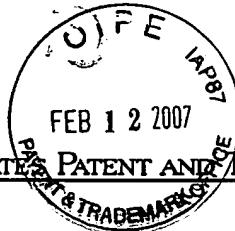
3. surcharge fees  
 late payment of filing fee ***and/or***  
 late filing of original declaration or oath  
(37 CFR 1.16 (e)---\$130.00; small entity---\$65.00) \$ \_\_\_\_\_ 130.00

4.  petition and fee for filing by other than all the inventors or a person not the inventor  
(37 CFR 1.17 (h) and 1.47---\$130.00) \$ \_\_\_\_\_

5.  fee for processing an application filed with a specification in a non-English language  
(37 CFR 1.17 (k) and 1.52 (d)---\$130.00) \$ \_\_\_\_\_

6.  fee for processing and retention of application  
(37 CFR 1.21 (l) and 1.53 (d)---\$300.00) \$ \_\_\_\_\_

Total completion fees \$ \_\_\_\_\_ 130.00



UNITED STATES PATENT AND TRADEMARK OFFICE

CLIENT'S COPY 8477.057  
LAA

Letter  
Sep. 28, 2006

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/554,287	Gabriel Birkus	18477.008
INTERNATIONAL APPLICATION NO.		
PCT/EP03/12423		
I.A. FILING DATE	PRIORITY DATE	
11/06/2003	04/26/2002	

Arnold & Porter  
Ip Docketing  
555 Twelfth Street N W  
Washington, DC 20004

AUG 28 2006  
I.P.T. WASHDC

Date Mailed: 08/18/2006

Docketed  
Due Date Oct 18 - 06  
Initial IB

CONFIRMATION NO. 3251  
371 FORMALITIES LETTER



\*OC000000020085862\*

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 10/25/2005
- Copy of the International Search Report filed on 10/25/2005
- Copy of IPE Report filed on 10/25/2005
- Preliminary Amendments filed on 10/25/2005
- U.S. Basic National Fees filed on 10/25/2005
- Priority Documents filed on 10/25/2005
- Specification filed on 10/25/2005
- Claims filed on 10/25/2005
- Abstracts filed on 10/25/2005
- Drawings filed on 10/25/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PATRICIA A BOOKER

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Telephone: (703) 308-9140 EXT 204

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/554,287	PCT/EP03/12423	18477.008

FORM PCT/DO/EO/905 (371 Formalities Notice)